



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: ) Examiner: Hamud, Fozia M.  
)  
Kevin P. BAKER, et al. ) Art Unit: 1647  
)  
Application Serial No. 10/015,869 ) Confirmation No: 9681  
)  
Filed: December 11, 2001 ) Attorney's Docket No. 39780-2830 P1C45  
)  
For: **SECRETED AND** ) **Customer No. 35489**  
     **TRANSMEMBRANE** )  
     **POLYPEPTIDES AND NUCLEIC** )  
     **ACIDS ENCODING THE SAME** )

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EXPRESS MAIL LABEL NO. : EV 765 983 877 US  
DATE MAILED: December 8, 2005

**AMENDMENT UNDER 37 C.F.R. §1.48(b) AND 37 C.F.R. §1.312**

**MAIL STOP: AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In the above identified application, a Notice of Allowance was mailed on November 29, 2005, but an issue fee has not been paid. Having reviewed the allowed claims, Applicants have found that as a result of claim amendments made during prosecution, fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the present application. Accordingly, please **delete** the names of the following inventors, who have not made an inventive contribution to the currently claimed subject matter:

<b>Kevin P. Baker</b>	<b>Luc Desnoyers</b>
<b>Dan L. Eaton</b>	<b>Napoleone Ferrara</b>
<b>Sherman Fong</b>	<b>Wei-Qiang Gao</b>
<b>J. Christopher Grimaldi</b>	<b>Kenneth J. Hillan</b>
<b>James Pan</b>	<b>Nicholas F. Paoni</b>
<b>Victoria Smith</b>	<b>Timothy A. Stewart</b>
<b>Daniel Tumas</b>	<b>P. Mickey Williams</b>

Upon entering the present amendment, David Botstein, Audrey Goddard, Paul J. Godowski, Austin Gurney, Margaret Ann Roy, Colin K. Watanabe and William I. Wood remain named inventors in this case.

The Commissioner is authorized to charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 08-1641 (Attorney Docket No. 39780-2830 P1C45).

Please direct any calls in connection with this application to the undersigned at the number provided below.

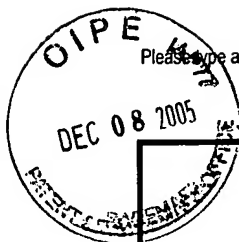
Respectfully submitted,

Date: December 8, 2005

By: Barrie D. Greene  
Barrie D. Greene (Reg. No. 46,740)

**HELLER EHRMAN LLP**  
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PTO/SB/21 (6-99)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	10/015,869
		Filing Date	December 11, 2001
		First Named Inventor	Kevin P. Baker
		Group/Art Unit	1647
		Examiner Name	Hamud, Fozia M.
Total Number of Pages in This Submission	3	Attorney Docket Number	39780-2830P1C45

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> AMENDMENT / RESPONSE <input type="checkbox"/> After Final <input type="checkbox"/> Version With Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> INFORMATION DISCLOSURE STATEMENT WITH FORM PTO-1449 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 <input type="checkbox"/> Copy of Notice	<input type="checkbox"/> DECLARATION <input type="checkbox"/> DECLARATION ON INCORPORATION BY REFERENCE <input checked="" type="checkbox"/> AMENDMENT UNDER 37 CFR §1.48(b) AND 37 C.F.R. §1.312 <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 With Revocation of Prior Powers <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW): <input checked="" type="checkbox"/> STAMPED RETURN POSTCARD
Remarks AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39780-2830 P1C45.		

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	HELLER EHRMAN LLP		BARRIE D. GREENE (Reg. No. 46, 740)	
	275 Middlefield Road, Menlo Park, California 94025	Telephone: (650) 324-7000	Facsimile: (650) 324-0638	
Signature				
Date	December 8, 2005	Customer Number:	35489	

## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: **December 8, 2005**

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Typed or printed name	ELENA TORRES		
Signature		Date	December 8, 2005

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